

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SUSAN BOWMAN, an individual; and)
DISABILITY RIGHTS ENFORCEMENT,)
EDUCATION SERVICES: HELPING YOU)
HELP OTHERS, a California public)
benefit corporation,)

Plaintiffs,)

v.)

BEST WESTERN STATION HOUSE INN;)
THE WILLIFORD FAMILY PARTNERSHIP,)
L.P., a California limited)
partnership; BEST WESTERN INTER-)
NATIONAL, INC., an Arizona)
corporation and LEWIS T. WILLIFORD,)
an individual dba BEST WESTERN)
STATION HOUSE INN,)

Defendants.)

02:04-cv-0755-GEB-PAN

ORDER

On November 4, 2005, Defendant Best Western International, Inc. ("Best Western") filed a "Notice of Motion . . . for Summary Judgment and Summary Adjudication." However, the last hearing date for motions was August 29, 2005. (Order filed October 7, 2004, at 5.) Since Best Western's November 4 motion is untimely, it is stricken. See Johnson v. Mammoth Recreations, Inc., 975 F.2d 604, 610 n.7 (9th Cir. 1992) (stating that a district court may deny any late-filed motion solely on the ground of untimeliness).

IT IS SO ORDERED.

DATED: November 16, 2005

/s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge